

original

IN THE
COURT OF APPEALS
FIFTH DISTRICT of TEXAS at DALLAS
APPEAL NO. 05-18-00567-CV

FILED IN
Court of Appeals

JUL 06 2018

Lisa Matz
Clerk, 5th District

DARLENE C. BALISTRERI-AMRHEIN, Appellant, Pro Se


Original Proceeding from Collin County Court at Law No. 6

Collin County, Texas

Trial Court Case Nos. 006-02654-2017 and 005-02654-2017

**APPELLANT'S CORRECTION AND JUDICIAL NOTICE OF SUPPLEMENT
TO NOTICE OF APPEAL, DOCKET STATEMENTS OR RECONSIDERATIONS**

To Honorable Court & Said Justices:

Order 

Comes Now, Appellant Darlene C. Balistreri-Amrhein to file Appellant's Correction And Judicial Notice Of Supplement To Notice Of Appeal & Docket Statement follows:

- 1) Appellant Darlene C. Balistreri-Amrhein referenced herself by mistake as "Realtor;"
- 2) "Realtor" of course is assigned to parties in the Texas Supreme Court;
- 3) Appellant Darlene C. Balistreri-Amrhein has corrected this error in past 2 court filings;
- 4) Appellant has added additional points to this Notice of Appeal & Docket Statement;
- 5) Appellant received notice on June 30, 2018 on this Realtor error & mailed all corrections on Monday July 1, when the U.S. Post Office was open for business that by the Texas Rules of Civil Procedure & Texas Rules of Appellate Procedure are considered filed when mailed as certified postal stamp indicates proof of Court filing;
- 6) Appellant received a letter from Cobb, Martinez & Woodland Law Firm that they planned to file a response to the Court on Appellant's Court filings, along with an objection to deny Appellant's filing for "Medical Stay;"
- 7) Appellees complaint no recent letters from Appellant's Surgeons; What changed?

- 8) Appellant's Surgeon Dr. Arakal is a very busy medical professional that operates out of several hospitals all over Texas & it is impossible to get appointments for multiple letters;
- 9) Appellant does not have the multiple copay dollars to get multiple letters, no ability to travel to & from the doctors' offices, which is a real hardship, with multiple surgeons, education, heart stress testing, multiple blood & diabetes testing, while getting sick & causing delay of surgery that had to be rescheduled & then clearance testing had to be redone as needs to be within 7 to 14 days of operations;
- 10) Appellant's Dr. Arakal next appointment is July 9, 2018 and Dr. Schwartz on July 27, 2018 & blood testing approximately July 27 or 28, 2018 with surgery August 2, 2018 as next available scheduled surgery as in line with many other patients, so very busy;
- 11) These surgeons do not have time to explain 5 medical letters written in English as to Appellant's medical treatment plans with her doctors as demanded since diagnose or they would never get to treat their patients; (Moot response on other issues to be addressed.);
- 12) Attached to Appellants Court filing is the approved medical care as listed by Medicare & any reasonable person would understand that Appellant is ill & disabled, so no discrimination & no demands are needed to cause any more delays;
- 13) Appellant understands that Defendants Attorneys would want to respond to "Realtor" vs. "Appellant" as I would do also, which is the result of pain killer drugs to prepare any & all court documents as a known simple mistake in preparations;
- 14) Appellees to deny this "Medical Stay" is ridiculous to cause more personal injuries to Appellant, shows length to go to disrupt this Appeal or to complain about medical conditions that cannot be changed without these 3 surgeries & can't be rushed by anyone;
- 15) Denied "Medical Stay" causing personal injuries, just like the violation of HIPPA Law privacy, harassments, identity theft, slander, & perjury with no supported evidence for vexatious litigant Court Order, misconduct, misrepresentations, stalking, conspiracy, obstruction of justice, "fraud upon courts, as Texas licensed Attorneys, increased litigation costs & attorneys' fees for these criminal acts to be charged speaks to the

content of Attorneys, Law Firms & Defendants character in this Appeal to try to get their clients off for all their illegal acts, causing harm, losses, destruction to Appellant that would not have occurred if never met or engaged in any business or transactions;

16) Since about May 20, 2018 Appellant made arrangements for the lower Court Records & Court Transcripts of all Court hearings & exparte communications & as of July 1, 2018 those records & transcripts have not been turned over, with proper inability to pay documented & filed for Appellate Court brief record references;

17) What is the hold up? Scrubbing the Court Record & Transcripts to prevent any Appeals favorable rulings, reversal & remand for no due process, no proper jurisdiction, bias, prejudice, retaliation, exparte communications, judicial misconduct, frauds, obstruction of justice, perjury, fraud upon courts, extortion of money, conspiracy, cover up, collusion, bad faith intent, conflict of interest & special interest by corruption to protect a unlawful corrupt attorneys & law firms to cause additional injuries to Appellant in 2 lawsuits, slander of my reputation, continue the 'black listing,' concealment & even deny medical care to a disabled, ill & protected Appellant / Plaintiff litigant in lawsuit;

18) This was to go along with threats to seize Appellant / Plaintiff Social Security as protected & complete destruction for suing Defendants for all criminal acts/ harms caused, knowing they could only intimidate / character assassinate & threaten as they had no defense for a "jury trial" & their bribery didn't work, so they needed a favorable ruling from a judge with no jurisdiction quickly to end this lawsuit as their win unsupported, while discriminating & taking full advantage of Appellant / Plaintiff's health bias , prejudice & retaliation, thinking just a pro se that can't possibly win this suit;

19) Any responses made by Appellees / Defendants will be to undermine this lawsuit in anyway & Appellant / Plaintiff has seen plenty of their disgusting "dirty tricks;"

20) There is "no immunities" for criminal acts & violations of rules & laws, there is no discretion when it is abused, & Texas is liable along with offenders that can be sued;

21) On fraudulent vexatious litigant claim to silence Appellant / Plaintiff a demand for

supported evidence of proof & Adverse Orders, went unanswered knowing the truth of each lawsuit months in advance, before demanding Court Order by "perjury;" ;

22) Finding of fact & conclusion of law was demanded & that was met with objections & denied production on the May 14, 2018 fraudulent Order by Judge Jay Bender;

23) When denied medical care was required it was met with gross demands of multiple Doctors' letters, delays, denied medical care & discrimination of ill disabled protected;

In Conclusion & Prayer

Any response from Appellees on mistake of Realtor vs. Appellant is justified as serious medical treatment & pain killers goes to very serious Appellant's medical condition.

"Medical Stay" is necessary to preserve this Appeal & Appellant's Constitutional Rights.

Anything less than an Appeal as claimed in Writ of Mandamus Order would be a miscarriage of justice against this disabled, known ill, Appellant to prevent addressing serious matters before this Court for denied judicial machinery promised to all litigants under 14th Amendment of U.S. Constitution, equal protection clause, right to be heard, & all states must follow "supreme law of the land" as stated in their Texas Constitution.

Corruption, conspiracy, frauds, obstruction of justice & "fraud upon courts," is treason by those who do not enforce & follow the rule of law, under the colour of law & violate their own sworn oath of office. Appellant has made her corrections, stated facts in this notice of Appeal & Docket Statement with all Supplemental Issues. Defendants & Attorneys responses are "moot." Appellant prays for "medical stay," un bias triers of fact, real due process, based on investigation of the facts a presented timely. Appellant received no notice of any brief date & no County Court at Law No 6 Court Records & these Court Transcripts to reference timely in this Appeal. Appellant plans to send surgeon(s) letters as received after July 9, 2018, July 27, 2018 & after August 27, 2018 medical conditions. Appellant prays for fairness, due process, Justice & Medical Stay until completed as waiting causes "no prejudice" to anyone, except the disabled, ill & incapacitated, *reconsideration*

Respectfully submitted,

Exhibits A to A1

(Signature)

Darlene C. Balistreri-Amrhein, Appellant, Pro Se

Darlene C. Balistreri-Amrhein

7/1/18

VERIFICATION / AFFIDAVIT

No. 05-18-00567-CV

STATE OF TEXAS

COUNTY OF COLLIN

BEFORE ME, the undersigned Appellant Darlene C. Balistreri-Amrhein, who swore in her capacity & individually on her sworn oath, deposed and said she prepared and signed Appellant's Correction & Judicial Notice of Supplement To Notice of Appeal And Docket Statement Proof & or Recommendations (Orders)

This information as referenced and stated within is true and correct and of Darlene C. Balistreri-Amrhein's own personal knowledge to the best of her ability & documented. This state and or federal filing is for purpose of "due process," fairness, "due process" & Justice under State and Federal Laws & presented in applicable Courts attached as sited for consideration of this Court filing.

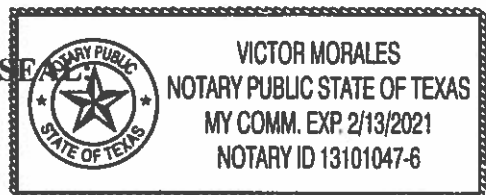


Darlene C. Balistreri-Amrhein, Appellant, Po Se

SUBSCRIBED AND SWORN TO ME, BEFORE ME: ON 2 JULY, 2018 to
certify which witness my hand and official seal.

VICTOR MORALES

Notary Public of Texas (Printed Name)





Notary Public of Texas (Signature)

Commission Expires 2/13/2021



Texas Back Institute®

February 6, 2018

Re: Darlene Amrhein

To: Whom It May Concern,

Ms. Darlene Amrhein is a 71yr old female who was evaluated on 1/26/18 secondary to cervical and lumbar related diagnoses: M47.12 cervical myelopathy, M99.31 osseous stenosis of neural canal of cervical region, M43.16 lumbar spondylolisthesis, and M99.33 osseous stenosis of neural canal of lumbar region. These diagnoses do require surgical intervention as they are currently affecting bodily function with complaints of urinary incontinence and retention, in addition to increasing difficulty with gait and coordination which can pose a threat for somebody with a diagnosis of cervical myelopathy. Pt has had to modify her daily activities; she is currently ambulating with a cane. First I would address her cervical myelopathy with a posterior spinal fusion from C3-4 with laminectomy; this surgery is medically necessary in order to correct the level of severe cervical stenosis while providing vertebral stability. Then, I'd need to address her lumbar issues with an open 360 L4-S1. Her total post op disability time will be approximately 6 months post-operatively. Routine follow ups will be necessary in order for us to evaluate her return to work status closer to that 6 month post-op marker. Pt did require urgent work up as her symptoms have definitely deteriorated. Please contact my offices in the events that more information is necessary or in the events that clarification is needed. Our phone number is 972-608-5000; our fax number is 972-608-5160.

Respectfully,

Rajesh G. Arakal, M.D.

9-11-18-A



February 23, 2018

Re: Darlene Amrhein

To: Whom It May Concern,

Ms. Darlene Amrhein is a 71yr old female who was evaluated on 1/26/18 secondary to cervical and lumbar related diagnoses: M47.12 cervical myelopathy, M99.31 osseous stenosis of neural canal of cervical region, M43.16 lumbar spondylolisthesis, and M99.33 osseous stenosis of neural canal of lumbar region. These diagnoses do require surgical intervention as they are currently affecting bodily function with complaints of urinary incontinence and retention, in addition to increasing difficulty with gait and coordination which can pose a threat for somebody with a diagnosis of cervical myelopathy. Pt has had to modify her daily activities; she is currently ambulating with a cane. First, I would address her cervical myelopathy with a posterior spinal fusion from C3-4 with laminectomy; this surgery is medically necessary in order to correct the level of severe cervical stenosis while providing vertebral stability. Then, I'd need to address her lumbar issues with an open 360 L4-S1. Her total post op disability time will be approximately 6 months post-operatively. Routine follow ups will be necessary in order for us to evaluate her return to work status closer to that 6 month post-op marker. Pt did require urgent work up as her symptoms have definitely deteriorated. Currently, *pt is to remain off work* as she cannot complete her usual work duties secondary to the severity of her cervical and lumbar pathology; pt is to remain off work in light of the fact that we are preparing for surgical intervention and continued work could exacerbate her pain and lead towards further deterioration. Please keep pt off of work. Please contact my offices in the events that more information is necessary or in the events that clarification is needed. Our phone number is 972-608-5000; our fax number is 972-608-5160.

Respectfully,

Rajesh G. Arakal, M.D.

FILED A



March 27, 2018

Re: Darlene Amrhein

To: Whom It May Concern,

Ms. Darlene Amrhein is a patient of mine who is scheduled to undergo a Posterior Cervical Fusion from C3-4 with Laminectomy and Allograft on 4/26/18; no court work is to be done at that time. Currently, pt is to remain off work as she cannot complete her usual work duties secondary to the severity of her cervical and lumbar pathology; pt is to remain off work in light of the fact that we are preparing for surgical intervention and continued work could exacerbate her pain and lead towards further deterioration. Please keep pt off of work. Please contact my offices in the events that more information is necessary or in the events that clarification is needed. Our phone number is 972-608-5000; our fax number is 972-608-5160.

Respectfully,



Rajesh G. Arakal, M.D.

Exhibit A

2018-04-10 15:41 Texas Back Institute

9726085068 >>

972 547 0448 P 1/1

7/5110718



April 10, 2018

Re: Darlene Amrhein

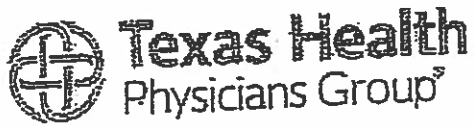
To: Whom It May Concern,

THIS IS A REPEATED NOTIFICATION OF INABILITY TO WORK.

Ms. Darlene Amrhein is a patient of mine who is scheduled to undergo a Posterior Cervical Fusion from C3-4 with Laminectomy and Allograft on 4/26/18; no court work is to be done at that time. Currently, pt is to remain off work as she cannot complete her usual work duties secondary to the severity of her cervical and lumbar pathology; pt is to remain off work in light of the fact that we are preparing for *surgical intervention and continued work could exacerbate* her pain and lead towards further deterioration. Please keep pt off of work and review the multitude of prior letters which support this statement. Please contact my offices in the events that more information is necessary or in the events that clarification is needed. Our phone number is 972-608-5000; our fax number is 972-608-5160.

Respectfully

Rajesh G. Arakal, M.D.



TEXAS CENTER FOR JOINT
REPLACEMENT

6020 West Parker Rd
Suite 470

Plano TX 75093-8338

Phone: 972-608-8868

Fax: 972-608-0366

Date: 5/9/2018

Roger H. Emerson, Jr., MD
Richard D. Reitman, MD
Kwame Ennin, MD
Karim Elsharkawy, MD

TO WHOM IT MAY CONCERN

RE: RETURN TO WORK STATUS

This letter is to certify that Darlene Carol Amrhein is a patient under my care. She will be undergoing surgery with me due to internal derangement of the right knee. My request to have her off of work until further notice. If you have any questions, please give our office a phone call.

Sincerely,

A handwritten signature in black ink, appearing to be "Dr. Reitman", written over a horizontal line.

Dr. Reitman

A handwritten signature in black ink, appearing to be "Exhibit A", written at the bottom right of the page.



Texas Health
Physicians Group[®]
**TEXAS CENTER FOR JOINT
REPLACEMENT**
6020 West Parker Rd
Suite 470
Plano TX 75093-8338
Phone: 972-608-8868
Fax: 972-608-0366

Darlene Carol Amrhein
7/18/1946
Height: 157.5 cm (5' 2")
Weight: 90.7 kg (200 lb)

(contact your insurance company for coverage verification purposes)

1. **Acute medial meniscus tear, right, initial encounter**
 2. **Bilateral primary osteoarthritis of knee**
 3. **Genu varum of both lower extremities**
 4. **Chronic pain of both knees**
- RAD EX KNEE; CMPL 4/MORE VIEWS
RAD EX KNEE; CMPL 4/MORE VIEWS

Duration: 4-6 weeks
Frequency: 1-3 sessions per week

PT ORDERS:

- Evaluate and treat
- Active assistive range of motion
- Gentle isometrics without resistance for first weeks
- Isometric strengthening with Progressive resistance after 4 weeks
- Core flexibility and strengthening exercise
- Apply heat massage, and/ or ultrasound, and/or cold laser immediately prior to exercise
- Apply ice massage immediately following exercise session

A handwritten signature in black ink, appearing to read 'Richard Reitman'.

Provider: Richard Reitman, MD

Darlene Carol Amrhein

DOB 7/18/1946

MRN:2000054107

A handwritten signature in black ink, appearing to read 'E. H. H. H. H.'.

AFTER VISIT SUMMARY

Darlene C. Amrhein DoB: 7/18/1946

5/24/2018 3:15 PM

BAYLOR SCOTT & WHITE LEGACY HEART CENTER 469-800-6300

Instructions from David A Schwartz, MD

- Discontinue order for myocardial PET scan.
- Instead, schedule dobutamine echocardiogram, next available.
- Follow-up appointment in 3 months.
- Cardiac risk for surgery to be determined as a result of the dobutamine echocardiogram.

 Return in about 3 months
(around 8/24/2018).

What's Next

You currently have no upcoming appointments scheduled.

Preventive Care

Topic	Due
A1c	07/18/1946
Hepatitis C Screening for Baby Boomers	07/18/1946
Diabetic Foot Exam	07/18/1956
Diabetic Eye Exam	07/18/1956
Urine Microalbumin	07/18/1956
Mood Screen	07/18/1958
Medicare Wellness Visit	07/18/1964
Tetanus Booster Vaccines	07/18/1965
Lipid Screening	07/18/1986
Colorectal Cancer Screening: Colonoscopy	07/18/1996
Zoster Vaccine	07/18/2006
Osteoporosis Screening	07/18/2011
Pneumococcal Vaccines (1 of 2 - PCV13)	07/18/2011
Breast Cancer Screening	06/01/2018
Seasonal Influenza Vaccine (Season Ended)	10/01/2018

Allergies as of 5/24/2018

Iodinated Contrast- Oral And Iv Dye
 Levofloxacin
 Prednisone

Today's Visit



You saw David A Schwartz, MD on Thursday May 24, 2018. The following issues were addressed:

- Heart murmur
- Bifascicular block
- Dyspnea on exertion
- Dyslipidemia associated with type 2 diabetes mellitus (HCC)
- Type 2 diabetes mellitus without complication, with long-term current use of insulin (HCC)



Blood Pressure
120/72



BMI
38.55



Weight
204 lb



Height
61"



Pulse
81



Oxygen Saturation
95%



MyBSWHealth

Our records indicate that you have declined MyBSWHealth sign up. If you would like to sign up for MyBSWHealth, please call 855-691-0180 to obtain an activation code.

Exhibit A

WHAT IS THE AMERICANS WITH DISABILITIES ACT (ADA)?

[1]

The Americans with Disabilities Act (ADA) became law in 1990. The ADA is a civil rights law that prohibits discrimination against individuals with disabilities in all areas of public life, including jobs, schools, transportation, and all public and private places that are open to the general public. The purpose of the law is to make sure that people with disabilities have the same rights and opportunities as everyone else. The ADA gives civil rights protections to individuals with disabilities similar to those provided to individuals on the basis of race, color, sex, national origin, age, and religion. It guarantees equal opportunity for individuals with disabilities in public accommodations, employment, transportation, state and local government services, and telecommunications. The ADA is divided into five titles (or sections) that relate to different areas of public life.

In 2008, the Americans with Disabilities Act Amendments Act (ADAAA) was signed into law and became effective on January 1, 2009. The ADAAA made a number of significant changes to the definition of "disability." The changes in the definition of disability in the ADAAA apply to all titles of the ADA, including Title I (employment practices of private employers with 15 or more employees, state and local governments, employment agencies, labor unions, agents of the employer and joint management labor committees); Title II (programs and activities of state and local government entities); and Title III (private entities that are considered places of public accommodation).

More About the ADA

- [Glossary of ADA Terms](#) [2]
- [ADA Acronyms and Abbreviations](#) [3]
- [Read ADA Publications/Fact Sheets](#) [4]
- [Frequently Asked Questions About the ADA](#) [5]

Title I (Employment)

Equal Employment Opportunity for Individuals with Disabilities

This title is designed to help people with disabilities access the same employment opportunities and benefits available to people without disabilities. Employers must provide reasonable accommodations to qualified applicants or employees. A reasonable accommodation is any modification or adjustment to a job or the work environment that will enable an applicant or employee with a disability to participate in the application process or to perform essential job functions.

This portion of the law is regulated and enforced by the [U.S. Equal Employment Opportunity Commission](#) (<http://www.eeoc.gov/laws/types/disability.cfm>) [6]. Employers with 15 or more employees must comply with this law. The regulations for Title I define disability, establish guidelines for the reasonable accommodation

... 11428 A-1

process, address medical examinations and inquiries, and define "direct threat" when there is significant risk of substantial harm to the health or safety of the individual employee with a disability or others.

More information and events related to ADA Title I (Employment). [7].

Title II (State and Local Government)

Nondiscrimination on the Basis of Disability in State and Local Government Services

Title II of the ADA prohibits discrimination against qualified individuals with disabilities in all programs, activities, and services of public entities. It applies to all state and local governments, their departments and agencies, and any other instrumentalities or special purpose districts of state or local governments. It clarifies the requirements of section 504 of the Rehabilitation Act of 1973, as amended, for public transportation systems that receive federal financial assistance, and extends coverage to all public entities that provide public transportation, whether or not they receive federal financial assistance. It establishes detailed standards for the operation of public transit systems, including commuter and intercity rail (e.g., AMTRAK).

This title outlines the administrative processes to be followed, including requirements for self-evaluation and planning; requirements for making reasonable modifications to policies, practices, and procedures where necessary to avoid discrimination; architectural barriers to be identified; and the need for effective communication with people with hearing, vision and speech disabilities. This title is regulated and enforced by the U.S. Department of Justice.

More information and events related to ADA Title II (State and Local Government). [8].

Title III (Public Accommodations)

Nondiscrimination on the Basis of Disability by Public Accommodations and in Commercial Facilities

This title prohibits private places of public accommodation from discriminating against individuals with disabilities. Examples of public accommodations include privately-owned, leased or operated facilities like hotels, restaurants, retail merchants, doctor's offices, golf courses, private schools, day care centers, health clubs, sports stadiums, movie theaters, and so on. This title sets the minimum standards for accessibility for alterations and new construction of facilities. It also requires public accommodations to remove barriers in existing buildings where it is easy to do so without much difficulty or expense. This title directs businesses to make "reasonable modifications" to their usual ways of doing things when serving people with disabilities. It also requires that they take steps necessary to communicate effectively with customers with vision, hearing, and speech disabilities. This title is regulated and enforced by the U.S. Department of Justice.

More information and events related to ADA Title III (Public Accommodations). [9].

Title IV (Telecommunications)

This title requires telephone and Internet companies to provide a nationwide system of interstate and intrastate telecommunications relay services that allows individuals with hearing and speech disabilities to communicate over the telephone. This title also requires closed captioning of federally funded public service announcements. This title is regulated by the Federal Communication Commission.

More information and events related to ADA Title IV (Telecommunications). [10].

Title V (Miscellaneous Provisions)

Elkebet A

Disability Rights

People with disabilities continue to face many barriers to information, technology, housing, education, employment, and transportation. The attorneys at Brown, Goldstein & Levy take pride in our high-profile, high-impact disability rights cases and our assistance as representatives for individuals with disabilities and their families.

Brown, Goldstein & Levy became involved in the field of disability rights law twenty-five years ago at the behest of the National Federation of the Blind. Over a decade ago, the NFB asked us to assist in devising and executing a strategy of education, negotiation, and litigation to make mainstream technology accessible to the blind. Pursuant to that strategy, we have sought to increase the accessibility of the Internet with suits against America Online and Target; to make consumer kiosks, such as ATMs and airline ticket machines, accessible through suits against manufacturers, owners, and operators; and to make voting accessible through suits against states and counties. We have reached agreements with Apple to make iTunes U accessible and with Target, eBay, Ticketmaster, and others to make their websites accessible. We secured \$6 million for class members in the Target litigation.

In 2009, we helped form the Reading Rights Coalition, bringing together 30 organizations representing persons with print disabilities. The goal of the RRC is to make mainstream e-book devices, applications, and content accessible. To that end, the RRC reached a joint position statement with the Authors Guild and the Association of American Publishers in March 2010 that whenever a book is available in an electronic format, it should be accessible to persons with print disabilities. We also represented the NFB in a suit against Arizona State University over its Kindle e-book pilot program and filed complaints with the Department of Justice against five other schools with similar programs.

We represented the National Federation of the Blind and blind individuals in litigation against the Law School Admissions Council, and settled on terms that required the LSAC website, including all law school applications, to be fully accessible to blind users. We also successfully challenged the policy of the National Council of Bar Examiners and state bars to refuse to allow blind prospective attorneys to use screen readers on the bar examination.

The firm has won significant victories for persons with mobility and other impairments under both the ADA and the Fair Housing Act, striking down discriminatory zoning ordinances and requiring accessible construction of housing. We have also won victories for persons with hearing impairments, including a recent victory requiring FedExField, the Washington Redskins' stadium, to caption content.

For over 20 years, we have been a national leader fighting to protect the rights of blind entrepreneurs under the Randolph-Sheppard Act. In 1987 we represented a group of Maryland vendors, ultimately obtaining an agreement that lowered the amount of set-aside the State collected from vendors by more than two-thirds. Since that first case, we have represented blind managers, groups of managers, state licensing agencies, the National Association of Blind Merchants, and the National Federation of the Blind throughout the United States in arbitrations, trial courts, and appellate courts. We have won several precedent-setting Randolph-Sheppard cases, including the first decisions to apply the Act to the Department of Veterans Affairs and the Veterans' Canteen Service and to military mess halls. These cases also established that federal agencies cannot charge commissions on vending machine receipts and that the Veterans' Canteen Service cannot install vending machines in competition with a machine-only vending facility.

Andy Levy served as Chair of the Maryland Commission on Disabilities from 2010-2015. The Commission advises the Maryland Department of Disabilities on changes to improve, reorganize, or streamline services for people with disabilities.

Because lawyers with disabilities are significantly underrepresented in the legal profession, Brown, Goldstein & Levy has established the Brown, Goldstein & Levy Disability Rights Fellowship to identify talented lawyers with disabilities who are expected to be future leaders in the legal profession. The year-long fellowship recognizes recent law school graduates or young lawyers with a disability, who have strong academic credentials, superior writing skills, and a demonstrated commitment to disability rights.

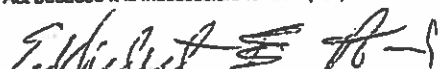
In December 2009, Brown, Goldstein & Levy signed a Pledge for Change for Disability Diversity in the Legal Profession sponsored by the American Bar Association's Commission on Mental and Physical Disability Law. This confirms our commitment to legal representation that reflects the diversity of our employees, customers, and the communities where we do business.

Our Services

- Serve as counsel or in an advisory capacity on disability civil rights issues for disability advocacy organizations throughout the state of Maryland and nationwide.
- Represent individuals with disabilities and their families who require services or supports from state or federal government.
- Represent individuals with disabilities seeking accommodations from employers or service providers.
- Advocate for special education and support services for children and their families and for developmental and mental health services for adults.
- Work with state and federal enforcement agencies to effectively implement the civil rights laws for people with disabilities.

Representative Cases

- Successfully negotiated a settlement agreement requiring the Centers for Medicare & Medicaid Services to provide all Medicare-related communications to blind individuals in accessible formats and to ensure that the Medicare website, including all beneficiary forms, is accessible.
- On behalf of the National Federation of the Blind and three blind Ohio voters, secured an injunction requiring the Ohio Secretary of State to make his website accessible; successfully appealed trial court's dismissal of plaintiffs' claim for an accessible method of absentee voting to the Sixth Circuit, leading to Ohio adopting accessible absentee voting in time for November 2018 election.
- Successfully negotiated a settlement agreement requiring the manufacturer of tablets used in Applebees' restaurants to make their tablets accessible to blind customers and for the Applebees' franchisor to license only accessible tablets.
- First-of-its-kind agreement with Pursuant Health, Inc. to make its self-service health care kiosks accessible to blind consumers.
- Groundbreaking technology access cases against, among others, Target and America Online, establishing that websites can be places of "public accommodation" that must be accessible to the blind.
- Class action on behalf of more than 2,000 Social Security Administration federal employees with targeted disabilities claiming they were not promoted despite their status on best-qualified lists.
- First judgment in the country under the design and construction accessibility requirements of the Fair Housing Act.
- A lawsuit against the country's largest private developer of college dormitories for building inaccessible dormitories.
- Case that led directly to elimination of the requirement that group homes submit to public hearings and neighbor notification before opening.
- Suit against the Washington Redskins that won an order requiring FedEx Field to provide its deaf and hard-of-hearing clientele with equal access to aural content broadcast in the stadium.
- Won a ruling requiring a public school district to provide braille instruction to a blind student.
- Suit that compelled the Circuit Court for Baltimore City to make its services and facilities accessible to people with disabilities.
- Holding that abstention was not appropriate in suit brought to invalidate restrictive covenant that discriminated against group homes for people with disabilities.
- Complaints with the United States Department of Justice, Civil Rights Division, on behalf of the National Federation of the Blind requesting investigations of nine law schools for violating the civil rights of blind and other print-disabled law school applicants by requiring applicants to apply online through the inaccessible Law School Admissions Council website.
- Class action settlement that resulted in significant improvements to the Maryland Transit Administration's mobility system for people with severe disabilities.
- An administrative complaint with the United States Department of Education on behalf of the National Federation of the Blind and a blind person, asserting that one of the Department of Education's websites, U.S.A. Learns, violates Section 508 of the Rehabilitation Act because it is inaccessible to blind people who use text-to-speech screen access technology or braille displays to access information on the Internet.



101CEICR0019001-01088-01

Care Improvement Plus of Texas Insurance Company
PO Box 29300
Hot Springs, AR 71913



April 10, 2018

DARLENE AMRHEIN
112 WINSLEY CIR
MCKINNEY TX 75071

Service(s) Approved

Member Name: Darlene Amrhein
Member ID Number: 916635133
Authorization: A042719641
Provider: Medical City Plano

Services: LAM FACETECTOMY & FORAMOTOMY 1 SEGMENT CERVICAL
CPT: 63045
From 4/26/2018
To Date: 4/26/2018
Approved Units: 1

Services: ARTHRODESIS PST/PSTLAT CERVICAL BELW C2 SGM
CPT: 22600
From 4/26/2018
To Date: 4/26/2018
Approved Units: 1

Services: POSTERIOR NON-SEGMENTAL INSTRUMENTATION
CPT: 22840
From 4/26/2018
To Date: 4/26/2018
Approved Units: 1

Services: ALLOGRAFT FOR SPINE SURGERY ONLY MORSELIZED
CPT: 20930
From 4/26/2018
To Date: 4/26/2018
Approved Units: 1

Dear Darlene,

Thank you for being a member of the plan. We are pleased to confirm that we have approved the service(s) shown above.

NM_160616_174951

Exhibit A

MRAMR23450D




CERTIFICATE OF SERVICE & CERTIFICATE OF CONFERENCE

A true and correct copy of Appellant's Corrections & Judicial Notice of Supplement To Notice Of Appeal & Docket Statements Proof of Perjury , Conspiracy, Obstruction of Justice & Fraud Upon Courts was served by Mail through the United States Post Office on or about July 1, 2018 from June 25, 2018 corrections & additions to the following:

Court of Appeal Fifth District at Dallas Certified # 7018 0680 0001 0121 0689
George Allen Bldg. # 200
600 Commerce Street
Dallas, TX. 75202-4658

Cobb, Martinez, Woodward, PLLC
Attorney Carrie Johnson Phaneuf
1700 Pacific Avenue, Suite 3100
Dallas, TX. 75201

Certified # 7018 0680 0001 ~~0121 0139~~

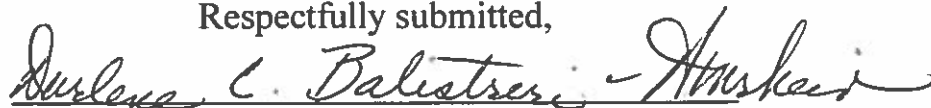
01201045


CERTIFICATE OF CONFERENCE

No conference needed for filing Notice of Appeal & Docket statements as already aware of Appellant / Plaintiff's prior filing. Also Plaintiff had attempted to conference with Cobb, Martinez, Woodland & Attorney Phaneuf in the past as forced to leave a message as no one was available, used the message to stalk Plaintiff's location & misrepresent facts to Judge Bender & Court to prevent canceling a hearing, while Plaintiff was hospitalized knowingly & having MRI & CT scan in the emergency room of the hospital.

This document was prepared at night & mailed the next morning within one day as received, so no possible conference with anyone. Appellees Attorney plans to file a response to prior June 25, 2018, while drugged with simple error reference as filed Realtor, which is moot on their complaints as re-filed as Appellant.

Respectfully submitted,



Darlene C. Balistreri-Amrhein, Appellant, Pro Se

7/1/18